

PATENT
Attorney Docket No. MDS-022C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Nordstrom et al.
SERIAL NO.: 10/071,932 GROUP NO.: 3737
FILING DATE: February 8, 2002 EXAMINER: Not yet assigned
TITLE: A Spectroscopic System Employing a Plurality of Data Types

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the above-identified patent application. Copies of the patents and publications are enclosed.

REMARKS

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and
- ☐ the requisite Statement is below, **OR**
- ☐ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein, or

☐ (3) after the mailing date of a **final action** or **notice of allowance** but before the payment of the **issue fee**, **AND**

☐ the requisite Statement is below, **AND**

☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included herein.

In addition, Applicants wish to call to the Examiner's attention Office Actions issued in the following commonly-owned, co-pending patent applications:

- 1) U.S. Serial No. 09/841,325, Attorney Docket No. MDS-009CN, filed on 4/24/01, by Modell et al.;
- 2) U.S. Serial No. 09/591,706, Attorney Docket No. MDS-012, filed on 6/9/00, by Nordstrom et al.;
- 3) U.S. Serial No. 09/738,614, Attorney Docket No. MDS-013A, filed on 12/15/00, by Kaufman et al.;
- 4) U.S. Serial No. 10/068,133, Attorney Docket No. MDS-013AC2, filed on 2/5/02, by Kaufman et al.;
- 5) U.S. Serial No. 09/738,147, Attorney Docket No. MDS-013B, filed on 12/15/00, by Kaufman et al.;
- 6) U.S. Serial No. 10/411,777, Attorney Docket No. MDS-013BC1, filed on 4/11/03, by Kaufman et al.;
- 7) U.S. Serial No. 10/178,772, Attorney Docket No. MDS-014CN, filed on 6/24/02, by Modell et al.;
- 8) U.S. Serial No. 10/122,429, Attorney Docket No. MDS-015CN, filed on 4/12/02, by Nordstrom et al.;
- 9) U.S. Serial No. 09/481,762, Attorney Docket No. MDS-016, filed on 1/11/00, by Modell et al.;
- 10) U.S. Serial No. 09/738,612, Attorney Docket No. MDS-020, filed on 12/15/00, by Costa et al.;
- 11) U.S. Serial No. 10/192,820, Attorney Docket No. MDS-028, filed on 7/10/02, by Schomacker et al.;
- 12) U.S. Serial No. 10/099,881, Attorney Docket No. MDS-030, filed on 3/15/02, by Kaufman et al.;
- 13) U.S. Serial No. 10/273,511, Attorney Docket No. MDS-031, filed on 10/18/02, by Clune et al.;
- 14) U.S. Serial No. 10/192,836, Attorney Docket No. MDS-032, filed on 7/10/02, by Zelenchuk;
- 15) U.S. Serial No. 10/243,535, Attorney Docket No. MDS-033, filed on 9/13/02, by Schomacker et al.;
- 16) U.S. Serial No. 10/295,794, Attorney Docket No. MDS-034, filed on 11/15/02, by Schomacker et al.;
- 17) U.S. Serial No. 10/418,922, Attorney Docket No. MDS-035, filed on 4/18/03, by Flewelling et al.;
- 18) U.S. Serial No. 10/418,902, Attorney Docket No. MDS-035A, filed on 4/18/03, by Jiang et al.;
- 19) U.S. Serial No. 10/418,974, Attorney Docket No. MDS-035B, filed on 4/18/03, by Jiang;
- 20) U.S. Serial No. 10/418,668, Attorney Docket No. MDS-035D, filed on 4/18/03, by Costa et al.;
- 21) U.S. Serial No. 10/418,975, Attorney Docket No. MDS-035E, filed on 4/18/03, by Jiang et al.;
- 22) U.S. Serial No. 10/418,415, Attorney Docket No. MDS-035F, filed on 4/18/03, by Schomacker et al.;
- 23) U.S. Serial No. 10/419,181, Attorney Docket No. MDS-035G, filed on 4/18/03, by Jiang et al.; and
- 24) U.S. Serial No. 10/418,973, Attorney Docket No. MDS-035H, filed on 4/18/03, by Schomacker et al.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

STATEMENT

As required under 37 C.F.R. 1.97(e), Applicant(s), through the undersigned, hereby state either that [check the appropriate space only if either (2) or (3) is checked on the previous page and the Statement is required]:

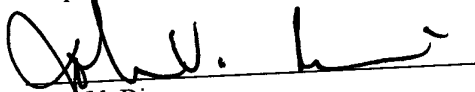
- ☐ 1. Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application **not more than three months** prior to the filing of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to **any individual** designated in 37 C.F.R. 1.56(c) **more than three months** prior to the filing of the Information Disclosure Statement.

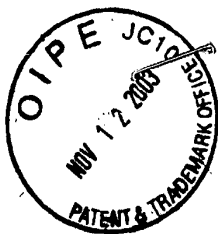
Date: November 10, 2003
Reg. No. 36,748

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2708199

Respectfully submitted,


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3737

PATENT
Attorney Docket No.: MDS-022C1
(6219/6)

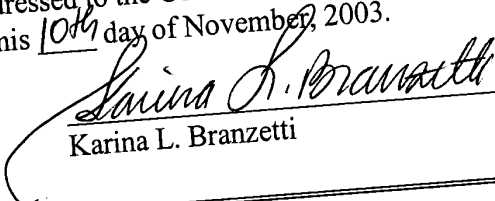
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SERIAL NO.: 10/071,932 GROUP NO.: 3737
FILING DATE: February 8, 2002 EXAMINER: Not yet assigned
TITLE: A Spectroscopic System Employing A Plurality of Data Types

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence, and any documents referred to as enclosed herein, are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelop addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 10th day of November, 2003.

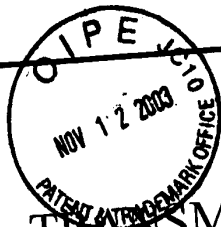

Karina L. Branzetti

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith are:

1. Transmittal Form (1 pg.);
2. Third Supplemental Information Disclosure Statement (3 pgs.);
3. Third Supplemental Form PTO-1449 (1 pg.);
4. Copies of Cited References (A196-A218); and
5. Return Receipt Postcard.



TRANSMITTAL FORM

Application Serial Number	10/071,932
Filing Date	February 8, 2002
First Named Inventor	Nordstrom
Group Art Unit	3737
Examiner Name	Not yet assigned
Attorney Docket No.	MDS-022C1
Patent No.	Not applicable
Issue Date	Not applicable

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ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Check Attached
☐ Copy of Fee
Transmittal Form

☐ Amendment/Response

☐ Preliminary
☐ After Final
☐ Affidavits/declaration(s)
☐ Letter to Official
Draftsperson
including Drawings
[Total Sheets _____]

☐ Petition for Extension of
Time

☒ Third Supplemental
Information Disclosure
Statement (3 pgs.)

☒ Third Supplemental
Form PTO-1449 (1 pg.)
☒ Copies of IDS Citations
(A196-A218)

☐ Certified Copy of Priority
Document(s)

☐ Sequence Listing submission
☐ Paper Copy/CD
☐ Computer Readable Copy
☐ Statement verifying
identity of above

☐ Copy of Notice to File Missing
Parts of Application

☐ Formal Drawing(s)

☐ Request For Continued
Examination (RCE)
Transmittal

☐ Power of Attorney
(Revocation of Prior Powers)

☐ Terminal Disclaimer

☐ Executed Declaration and Power
of Attorney for Utility or Design
Patent Application

☐ Small Entity Statement

☐ CD(s) for large table or computer
program

☐ Amendment After Allowance

☐ Request for Certificate of
Correction
☐ Certificate of Correction (in
duplicate)

☐ Notice of Appeal to Board
of Patent Appeals and Interferences

☐ Appeal Brief (in triplicate)

☐ Status Inquiry

☒ Return Receipt Postcard

☒ Certificate of First Class Mailing
under 37 C.F.R. 1.8

☐ Certificate of Facsimile
Transmission under 37 C.F.R. 1.8

☐ Additional Enclosure(s)
(please identify below)

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SIGNATURE BLOCK

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Respectfully submitted,

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